(26)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) No. 2489 of 2007

PETITIONER : R.R.Naidu, aged 65 years, son of late Shri Ram Chandra Rao Naidu, at present Bazzarpara Kargiroad, Tehsil Kota, district-Bilaspur (C.G.).

VERSUS

RESPONDENTS : 1. High Court of Chhattisgarh, through the Registrar General, Bilaspur (C.G.)
2. State of Chhattisgarh, through the Collector, Bilaspur.
3. The District Judge, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA.

S.B. : HON'BLE SHRI JUSTICE SATISH K. AGNIHOTRI

Present: Mr. Sonnath Verma, Advocate for the petitioner.
Miss Deepali Pandey, Panel Lawyer for the State/respondent no.2

ORDER
(Passed on 24th day of April, 2007)

1. The petitioner, by this petition seeks a direction to the High Court to dispose of the pending second appeal No. 792 of 1995 (R.R.Naidu vs. State & Others).

2. It is well settled principle of law that a writ of certiorari cannot be issued to coordinate courts and a fortiori to superior courts. A High Court cannot issue a writ to another High Court nor can one Bench of a High Court issue a writ to different Bench of the same High Court. The judgment/orders of the High Court are liable to be corrected under provisions of Article 132, 133, 134 and 136 of the Constitution of India. {See Rupa Ashok Hurra v. Ashok Hurra (2002) 4 SCC 388}.

3. Thus, this writ petition is not maintainable as this Court has no jurisdiction to pass any direction against a coordinate Bench hearing an appeal. Accordingly, this petition is dismissed.

Sd/-
Satish K. Agnihotri
Judge

Amit